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UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

BYRON CHAPMAN,

Plaintiff,

v.

PIER 1 IMPORTS (U.S.), INC.,

Defendant.

Case No. 2:04-cv-01339-LKK-DAD

**STIPULATION TO AMEND THE
SCHEDULING ORDER TO
CONTINUE THE TRIAL, PRE-TRIAL
CONFERENCE, PRE-TRIAL
STATEMENTS DEADLINE, AND ALL
ACCOMPANYING PRE-TRIAL
DEADLINES; ORDER THEREON**

1 Plaintiff Byron Chapman and Defendant Pier 1 Imports (U.S.) Inc., dba Pier 1 Imports
2 #1132 (the “Parties”) enter into the following stipulation:

3 WHEREAS, trial is currently set for December 4, 2012 at 10:30 a.m.;

4 WHEREAS, a Pre-Trial Conference is set for September 4, 2012 at 1:30 p.m.;

5 WHEREAS, Joint Statements of Undisputed and Disputed Facts are due to be filed by
6 August 21, 2012;

7 WHEREAS, the Parties previously filed Pre-Trial Statements on or about June 4, 2012,
8 but have the option of filing new Pre-Trial Statements no later than, respectively, August 21,
9 2012 (Plaintiff) and August 28, 2012 (Defendant);

10 WHEREAS, on August 20, 2012, Defendant Pier 1 Imports (U.S.), Inc. substituted its
11 counsel in this matter and is now represented by a new law firm, Seyfarth Shaw, LLP
12 (“Seyfarth”);

13 WHEREAS, Seyfarth was retained on August 17, 2012 and is awaiting receipt of the case
14 files from Defendant’s prior counsel;

15 WHEREAS, this case, filed in 2004, has an extensive history with more than 200 docket
16 entries;

17 WHEREAS, the attorneys at Seyfarth need time to familiarize themselves with the case so
18 as to prepare for trial, to meet and confer with Plaintiff in an effort to narrow issues and facilitate
19 efficiency at trial, and/or explore the possibility of resolving this matter without a trial;

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STIPULATION TO AMEND THE SCHEDULING ORDER; [PROPOSED] ORDER THEREON
CASE NO. 2:04-0CV-01339-LKK-DAD